

THE NATIONAL ARCHIVES  
LITTERA SCRIPTA MANET  
OF THE UNITED STATES

# FEDERAL REGISTER

VOLUME I      1934      NUMBER 28

Washington, Wednesday, April 22, 1936

## DEPARTMENT OF THE INTERIOR.

### General Land Office.

Circular No. 1383

ACCOUNTS—FEES FOR APPLICATIONS FOR COAL, SODIUM, POTASH, AND OTHER MINERAL LICENSES, PERMITS, AND LEASES

### REGISTERS, UNITED STATES LAND OFFICES.

SIRS: Circular No. 1004 dated May 2, 1925 (51 L. D. 138), as amended by Circular No. 1251 dated May 7, 1931 (53 L. D. 379), is hereby amended to read as follows:

Fees paid with applications for permits, leases, or other rights under the mineral leasing act of February 25, 1920 (41 Stat. 437), under the amendment thereof as to sodium dated December 11, 1928 (45 Stat. 1019), or under the potash leasing act of February 7, 1927 (44 Stat. 1057), shall not be applied until receipt of notice from this office that the application has been allowed. Pending the allowance or rejection of an application, the fee will be held as "unearned moneys."

Such moneys paid in connection with applications for coal licenses, permits, or leases which are rejected will not be returned unless and until such return has been authorized by this office upon receipt of a report from the Division of Investigations or the applicant has furnished an affidavit stating that he has not mined any coal from the land embraced in the rejected application.

Very respectfully,

FRED W. JOHNSON, *Commissioner.*

Approved, April 14, 1936,

T. A. WALTERS,

*First Assistant Secretary.*

[Filed, April 21, 1936; 10:10 a. m.]

## INTERSTATE COMMERCE COMMISSION.

### ORDER

At a Session of the Interstate Commerce Commission, division 5, held at its office in Washington, D. C., on the 17th day of April A. D. 1936.

IN THE MATTER OF THE APPLICATION OF ACME FAST FREIGHT, INC., ACME TRANSFER AND STORAGE CO., INC., ATLAS FREIGHT, INC., CHAFFRE-SHIPPIERS SERVICE, INC., SHIPPERS SERVICE EXPRESS, AND SOUTHWESTERN CARLOADING CO.,

individual corporations associated together and doing business as the Acme Fast Freight of 88 Lexington Avenue, New York City, N. Y., for a certificate of public convenience and necessity (form BMC 1) authorizing operation as a common carrier by motor vehicle in the transportation of commodities generally (except commodities in bulk) in interstate commerce, between points in the States of Massachusetts and New York over specified routes; also authorizing service as a common carrier by merchandise dispatch through the facilities

and service of rail, water, and motor carriers under contract between points in all States and the District of Columbia.

Docket No. BMC 2200

*It appearing*, That the above-entitled matter is one which the Commission is authorized by the Motor Carrier Act, 1935, to refer to an examiner:

*It is ordered*, That the above-entitled matter be, and it is hereby, referred to Examiner C. I. Kephart for hearing and for the recommendation of an appropriate order thereon, to be accompanied by the reasons therefor;

*It is further ordered*, That this matter be set down for hearing before Examiner C. I. Kephart at 10 o'clock a. m. (standard time), May 11, 1936, at the offices of the Interstate Commerce Commission, Washington, D. C.;

*And it is further ordered*, That notice of this proceeding be duly given.

By the Commission, division 5.

[SEAL]

GEORGE B. MCGINTY, *Secretary.*

[Filed, April 20, 1936; 3:16 p. m.]

### ORDER

At a Session of the Interstate Commerce Commission, division 5, held at its office in Washington, D. C., on the 17th day of April A. D. 1936.

IN THE MATTER OF THE APPLICATION OF GULF CARLOADING COMPANY OF TEXAS,

a corporation, of 2312 Griffin Street, Dallas, Tex., for a certificate of public convenience and necessity (form BMC 1) authorizing operation as a common carrier by motor vehicle in the transportation of commodities generally in interstate commerce, shipments originating at points located in Connecticut, Maine, Maryland, Massachusetts, New Hampshire, New Jersey, New York, North Carolina, Pennsylvania, Rhode Island, Vermont, Virginia, Tennessee, and West Virginia and forwarded to Dallas and Fort Worth, Tex., thence to various points located within the States of Arkansas, Texas, Oklahoma, New Mexico, and Arizona.

Docket No. BMC 3564

*It appearing*, That the above-entitled matter is one which the Commission is authorized by the Motor Carrier Act, 1935, to refer to an examiner:

*It is ordered*, That the above-entitled matter be, and it is hereby, referred to Examiner K. J. McAuliffe for hearing and for the recommendation of an appropriate order thereon, to be accompanied by the reasons therefor;

*It is further ordered*, That this matter be set down for hearing before Examiner K. J. McAuliffe at 9 o'clock a. m.





Published by the Division of the Federal Register, The National Archives, pursuant to the authority contained in the Federal Register Act, approved July 26, 1935 (49 Stat. L. 500), under regulations prescribed by the Administrative Committee, with the approval of the President.

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## EXTRACTS FROM THE FEDERAL REGISTER ACT, APPROVED JULY 26, 1935 (49 STAT. 500)

"Sec. 2. The original and two duplicate originals or certified copies of any document required or authorized to be published under section 5 shall be filed with the Division. \* \* \* Upon such filing, at least one copy shall be immediately available for public inspection in the office of the Director of the Division. \* \* \*

"Sec. 5. (a) There shall be published in the Federal Register \* \* \* (2) such documents or classes of documents as the President shall determine from time to time have general applicability and legal effect<sup>1</sup>; \* \* \*

"Sec. 7. No document required under section 5 (a) to be published in the Federal Register shall be valid as against any person who has not had actual knowledge thereof until the duplicate originals or certified copies of the document shall have been filed with the Division and a copy made available for public inspection as provided in section 2; \* \* \*."

<sup>1</sup> See Regulations prescribed by the Administrative Committee of the Federal Register, and approved by the President on March 11, 1936; copies of the regulations are obtainable by Federal agencies upon request to the Division of the Federal Register, The National Archives.

(standard time), May 11, 1936, at the Baker Hotel, Dallas, Tex.;

And it is further ordered, That notice of this proceeding be duly given.

By the Commission, division 5.

[SEAL]

GEORGE B. MCGINTY, Secretary.

[Filed, April 20, 1936; 3:16 p. m.]

## ORDER

At a Session of the Interstate Commerce Commission, division 5, held at its office in Washington, D. C., on the 17th day of April A. D. 1936.

## IN THE MATTER OF THE APPLICATION OF WALKER FREIGHT SERVICE, INC.,

of 111 Westminster Street, Providence, R. I., for a license (form BMC 4) authorizing operation as a broker for the purpose of arranging transportation of commodities generally in interstate commerce by motor vehicles operating in the following States: Massachusetts, Rhode Island, Connecticut, New York, New Jersey, New Hampshire, Pennsylvania, and Maryland.

Docket No. BMC 15081

It appearing, That the above-entitled matter is one which the Commission is authorized by the Motor Carrier Act, 1935, to refer to an examiner:

It is ordered, That the above-entitled matter be, and it is hereby, referred to Examiner S. A. Aplin for hearing and for the recommendation of an appropriate order thereon, to be accompanied by the reasons therefor;

It is further ordered, That this matter be set down for hearing before Examiner S. A. Aplin at 9 o'clock a. m. (standard time), May 11, 1936, at the U. S. Court Rooms, Providence, R. I.;

And it is further ordered, That notice of this proceeding be duly given.

By the Commission, division 5.

[SEAL]

GEORGE B. MCGINTY, Secretary.

[Filed, April 20, 1936; 3:16 p. m.]

## SERVICE ORDER No. 56-A.

At a Session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 17th day of April A. D. 1936.

Good cause appearing therefor:

It is ordered, That Service Order No. 56<sup>1</sup>, made and entered March 21, 1936, be, and the same is hereby, vacated and set aside effective at once.

It is further ordered, That copies of this order be served upon the carriers upon whom Service Order No. 56 was served, and that notice thereof be given to the general public by depositing a copy of the order in the office of the secretary of the Commission at Washington, D. C.

By the Commission, division 3.

[SEAL]

GEORGE B. MCGINTY, Secretary.

[Filed, April 21, 1936; 12:01 p. m.]

<sup>1</sup> 1 F. R. 71.

## EXECUTIVE ORDER

### REGULATIONS GOVERNING THE PREPARATION, PRESENTATION, FILING, AND DISTRIBUTION OF EXECUTIVE ORDERS AND PROCLAMATIONS

By virtue of and pursuant to the authority vested in me by the Federal Register Act, approved July 26, 1935 (49 Stat. 500), and as President of the United States, I hereby prescribe the following regulations governing the preparation, presentation, filing, and distribution of Executive orders and proclamations:

1. Proposed Executive orders and proclamations shall be prepared in accordance with the following requirements:

(a) A suitable title for the order or proclamation shall be provided.

(b) The authority under which the order or proclamation is promulgated shall be cited in the body thereof.

(c) Punctuation, capitalization, orthography, and other matters of style shall conform to the most recent edition of



the Style Manual of the United States Government Printing Office.

(d) The spelling of geographic names shall conform to the most recent official decisions made pursuant to Executive Orders No. 27-A, of September 4, 1890, No. 399, of January 23, 1906, and No. 6680, of April 17, 1934.

(e) Descriptions of tracts of lands shall conform, so far as practicable, with the most recent edition of the Specifications for Descriptions of Tracts of Land for Use in Executive Orders and Proclamations, published by the Federal Board of Surveys and Maps.

(f) Proposed Executive orders and proclamations shall be typewritten on paper approximately 8 by 12½ inches, shall have a left-hand margin of approximately 2 inches and a right-hand margin of approximately 1 inch, and shall be double-spaced, except that quotations, tabulations, or descriptions of land may be single-spaced.

2. The proposed Executive order or proclamation shall first be submitted to the Director of the Bureau of the Budget. If the Director of the Bureau of the Budget approves it, he shall transmit it to the Attorney General for his consideration as to both form and legality. If the Attorney General approves it, he shall transmit it to the Director of the Division of the Federal Register, the National Archives. If it conforms to the requirements of paragraph 1 hereof, the Director of the Division of the Federal Register shall transmit it and three copies thereof to the President. If it is disapproved by the Director of the Bureau of the Budget or the Attorney General, it shall not thereafter be presented to the President unless it is accompanied by the statement of the reasons for such disapproval.

3. If the order or proclamation is signed by the President, the original and two copies thereof shall be forwarded to the Director of the Division of the Federal Register for

appropriate action in conformity with the provisions of the Federal Register Act: *Provided, however,* That the seal of the United States shall be affixed to the originals of all proclamations prior to such forwarding. The Division of the Federal Register shall cause to be placed upon the copies of all Executive orders and proclamations the following notation, to be signed by the Director or by some person authorized by him: "Certified to be a true copy of the original." The Division of the Federal Register shall number and shall supervise the promulgation, publication, and distribution of all Executive orders and proclamations.

4. The Division of the Federal Register shall cause a limited number of copies of the Executive orders and proclamations not required or authorized to be filed and published under the provisions of the Federal Register Act to be made available in slip form to the appropriate agencies of the Government.

5. The Division of the Federal Register shall file in the National Archives the originals of all Executive orders and proclamations.

6. The signed originals and copies of all Executive orders and proclamations heretofore promulgated and now in the custody of the Department of State shall be transferred to the National Archives.

7. Nothing in this order shall be construed to apply to treaties, conventions, protocols, and other international agreements, or proclamations thereof by the President.

8. This order shall become effective on March 12, 1936, and shall thereupon supersede Executive Order No. 6247, of August 10, 1933.

FRANKLIN D. ROOSEVELT

THE WHITE HOUSE,

February 18, 1936.

[No. 72981]

